

UNITED STATES DISTRICT COURT
for the

Southern District of Iowa

United States of America)

v.)

Brian L. Dickerson)

) Case No: 3:07-cr-00559-004

) USM No: 11066-030

Date of Previous Judgment: 07/17/2008)

(Use Date of Last Amended Judgment if Applicable)

) G. David Binegar

) Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of the defendant the Director of the Bureau of Prisons the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

DENIED. GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of _____ months is reduced to _____.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level:	Amended Offense Level:
Criminal History Category:	Criminal History Category:
Previous Guideline Range: _____ to _____ months	Amended Guideline Range: _____ to _____ months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- The reduced sentence is within the amended guideline range.
- The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- Other (*explain*): _____

III. ADDITIONAL COMMENTS

The defendant was previously sentenced to the statutory minimum term of imprisonment. *United States v. Sidney*, 648 F.3d 904 (8th Cir. 2011).

Except as provided above, all provisions of the judgment dated 07/17/2008 shall remain in effect.

IT IS SO ORDERED.

Order Date: 01/03/2012

Effective Date: _____
(*if different from order date*)



Judge's signature

John A. Jarvey, U.S. District Judge

Printed name and title